

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

June 3, 1997

LB 23

SENATOR CHAMBERS: Other things you would have done differently, if you were given this bill as it exists right now, and you're aware of the discussion we've had and the questions raised, would you draft the bill differently yourself, if you had total freedom to draft it in the way you thought fit?

SENATOR HILGERT: I would be more likely to draft a different bill, perhaps finding out what the courts will do when some of these questions are brought before them.

SENATOR CHAMBERS: So you wouldn't change the bill, if you were drafting it? You wouldn't change the definition. You would leave "substantial portion thereof"?

SENATOR HILGERT: Yes, frankly, I would because what you do is you end up saying, well, and I don't want to be grotesque or anything, but say, well, let's say we'll use percentages. If you had 30 percent of a fetus, using your terms, or a child, 30 percent, in the vagina, then you would...

SENATOR CHAMBERS: Would you have said that part of the fetus would have to be outside the woman, would you have said that?

SENATOR HILGERT: Probably not, I think that once the intent is to bring it...

SPEAKER WITHEM: Time, Senator Chambers. Senator Schimek.

SENATOR SCHIMEK: Yes, I yield my time to Senator Chambers.

SPEAKER WITHEM: Senator Chambers.

SENATOR CHAMBERS: Thank you, Senator Schimek. Senator Hilgert, when everybody talks about this procedure...you got your instructions again.

SENATOR HILGERT: No, I just wanted to make sure you had a chance...

SENATOR CHAMBERS: I'm toying with you.

SENATOR HILGERT: ...to continue our conversation, Senator.